IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE GOPALAKRISHNA TAMADA

Writ Petition No.3114 of 2004

Dated: 01-08-2007

Between:

V. Ramulu, s/o Anthappa.

... Petitioner

and

1. Gram Panchayat, rep. by its Sarpanch,
   Gingurthy village, Tandur Mandal,
   Ranga Reddy District and another.

... Respondents

ORDER:

Questioning the notice dated 30-01-2004 issued by Jingurthy Grampanchayat, Tandur Mandal, Ranga Reddy District, whereby petitioner was restrained from proceeding with the construction of a residential house; petitioner filed the present writ petition.

2. Heard learned counsel for the parties.

3. From a perusal of the notice impugned it appears that the said notice was issued based on a complaint made by one N. Maharudrappa to the effect that the construction made by petitioner

would cause obstruction to his tractor to go to his house. However, as it is only a notice and it is not totally restraining petitioner from proceeding with the construction, petitioner may offer his explanation as to how it does not cause any obstruction to anybody and as to how it is in accordance with the permission granted by the Gram Panchayat. Instead of so doing,

petitioner approached this Court and filed the present writ petition. Accordingly, I see no merits in the writ petition. However, it appears by virtue of the interim suspension granted by this Court on 23-02-2004 in W.P.M.P.No.4122 of 2004, petitioner has completed the construction.

If the said construction is not in consonance with the Rules made under the Gram Panchayat Act, it is always open to the Gram Panchayat to act in accordance with law.

4. With the above directions, the writ petition is dismissed. No costs.

JUSTICE GOPALAKRISHNA TAMADA

Dt.01-08-2007
GLV